

35264

Serial No.

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 11 1978

Returned to applicant for correction

Corrected application filed Map filed APR 11 1978The applicant Marie S. Zabala c/o Everett and Norma Isaacs
P.O. Box 50 of Paradise Valley
Street and No. or P.O. Box No. City or Town
Nv 89426, hereby make application for permission to change the
State and Zip Code No.
place of use and point of diversion of a portionof water heretofore appropriated under permit 21761, cert. 7253

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is undergroundName of stream, lake or other source.2. The amount of water to be changed 0.708 cfs (of 2.7)Second feet, acre feet.3. The water to be used for irrigation and domesticIf for stock state number and kind of animals.4. The water heretofore used for irrigation and domesticIf for stock state number and kind of animals.5. The water is to be diverted at the following point in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec. 12, T39N, R38E,MDB&M; or a point from which the NW corner of said sec. 12 bears
N 4° 09' W 640 ft.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing point of diversion is located within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, T39N, R38E, MDB&M,or a point from which the west $\frac{1}{2}$ corner of said sec. 12 bears SIf point of diversion is not changed, do not answer.6° 49' W 913.0 ft.7. Proposed place of use N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec. 12, T39N, R38E, MDB&M, (18.66 ac.)Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use NW $\frac{1}{4}$ NW $\frac{1}{4}$ (37.02 ac.) SW $\frac{1}{4}$ NW $\frac{1}{4}$ (34.10 ac.) sec. 12,Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.T39N, R38E, MDB&M.9. Use will be from January 1 to December 31 of each year.Day and MonthDay and Month10. Use has been from January 1 to December 31 of each year.Day and MonthDay and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) well, pump, pipelines and ditchesState manner in which water is to be diverted, whether by dam or other works,whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....excess of \$1000.....
13. Estimated time required to construct works.....2 years.....
14. Estimated time required to complete the application of water to beneficial use.....3 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....This is a subdivided parcel of land for which a certificate.....
.....has been issued.....

Compared.....lp/ga.....jm/bl.....Applicant.....Marie S. Zabala.....

By.....s/ J.R. Caldwell.....
.....P.O. Box 432.....
.....Winnemucca, Nv 89445.....

.....APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 21761, Certificate 7253, is issued subject to the terms and conditions imposed in said Permit 21761, Certificate 7253, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined amount of water granted under this permit and Permit 35802 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 35802, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed......708.....cubic feet per second.. but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.....

Actual construction work shall begin on or before.....August 13, 1979.....

Proof of commencement of work shall be filed before.....September 13, 1979.....

Work must be prosecuted with reasonable diligence and be completed on or before.....August 13, 1980.....

Proof of completion of work shall be filed before.....September 13, 1980.....

Application of water to beneficial use shall be made on or before.....August 13, 1981.....

Proof of the application of water to beneficial use shall be filed on or before.....September 13, 1981.....

Map in support of proof of beneficial use shall be filed on or before.....September 13, 1981.....

Commencement of work filed.....AUG 17 1979.....

Completion of work filed.....AUG 17 1979.....

Proof of beneficial use filed.....SEP 17 1982.....

Cultural map filed.....SEP 17 1982.....

Certificate No. 10513.....Issued.....DEC 13 1982.....

Recorded.....Bk.....Page.....

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 13th day of FEBRUARY.....

A.D. 1979.....
.....William J. Newman.....
State Engineer